

## Commodity Credit Corporation, USDA

## § 1499.1

### § 1496.7 Final contract determinations.

The KCCO shall be responsible for making lowest landed cost determinations. KCCO shall provide that information to an Ad Hoc Committee designated by the Administrator, FSA, to review the lowest landed cost determinations as a result of any or all of the factors referred to herein. If, after the committee makes its review and it is recommended that contracts should be awarded based on the additional factors which would override lowest landed cost determinations, these recommendations will be presented to the Contracting Officer for a final decision. These decisions will be fully documented and explained as to the reasons the lowest landed cost was not selected.

## PART 1499—FOREIGN DONATION PROGRAMS

### Sec.

- 1499.1 Definitions.
- 1499.2 General purpose and scope.
- 1499.3 Eligibility requirements for Cooperating Sponsor.
- 1499.4 Availability of commodities from CCC inventory.
- 1499.5 Program Agreements and Plans of Operation.
- 1499.6 Usual marketing requirements.
- 1499.7 Apportionment of costs and advances.
- 1499.8 Ocean transportation.
- 1499.9 Arrangements for entry and handling in the foreign country.
- 1499.10 Restrictions on commodity use and distribution.
- 1499.11 Agreement between Cooperating Sponsor and Recipient Agencies.
- 1499.12 Sales and barter of commodities provided and use of proceeds.
- 1499.13 Processing, packaging and labeling of section 416(b) commodities in the foreign country.
- 1499.14 Disposition of commodities unfit for authorized use.
- 1499.15 Liability for loss, damage, or improper distribution of commodities—claims and procedures.
- 1499.16 Records and reporting requirements.
- 1499.17 Audits.
- 1499.18 Suspension of the program.
- 1499.19 Sample documents and guidelines for developing proposals and reports.
- 1499.20 Paperwork reduction requirement.

AUTHORITY: 7 U.S.C. 1431(b); 7 U.S.C. 1736o; E.O. 12752.

SOURCE: 61 FR 60515, Nov. 29, 1996, unless otherwise noted.

### § 1499.1 Definitions.

*Activity*—a Cooperating Sponsor's use of agricultural commodities provided under Program Agreements or use of sale proceeds.

*Agricultural Counselor* or *Attache*—the United States Foreign Agricultural Service representative stationed abroad, who has been assigned responsibilities with regard to the country into which the commodities provided are imported, or such representative's designee.

*CCC*—the Commodity Credit Corporation.

*Commodities*—agricultural commodities or products.

*Director, P.L. 480-OD*—the Director, Pub. L. 480 Operations Division, Foreign Agricultural Service, USDA.

*Director, CCCPSD*—the Director, CCC Program Support Division, Foreign Agricultural Service, USDA.

*Director, PDD*—the Director, Program Development Division, Foreign Agricultural Service, USDA.

*Deputy Administrator*—Deputy Administrator for Export Credits, Foreign Agricultural Service, USDA.

*Force Majeure*—damage caused by perils of the sea or other waters; collisions; wrecks; stranding without the fault of the carrier; jettison; fire from any cause; Act of God; public enemies or pirates; arrest or restraint of princes, princesses, rulers of peoples without the fault of the carrier; wars; public disorders; captures; or detention by public authority in the interest of public safety.

*General Sales Manager*—General Sales Manager and Associate Administrator, Foreign Agricultural Service, USDA, who is a Vice President, CCC.

*KCCO*—Kansas City Commodity Office, Farm Services Agency, USDA, P.O. Box 419205, Kansas City, Missouri, 64141-6205.

*KCMO/DMD*—Kansas City Management Office/Debt Management Division, Farm Services Agency, USDA, P.O. Box 419205, Kansas City, Missouri, 64141-6205.

*Ocean freight differential*—the amount, as determined by CCC, by which the cost of ocean transportation is higher than would otherwise be the case by reason of the requirement that